

BURLESON CITY COUNCIL REGULAR MEETING

August 21, 2023

MINUTES

ROLL CALL

COUNCIL PRESENT:

Victoria Johnson
Phil Anderson
Ronnie Johnson
Chris Fletcher
Larry Scott
Dan McClendon
Adam Russell

COUNCIL ABSENT:

Staff present

Tommy Ludwig, City Manager
Monica Solko, Deputy City Secretary
Lisandra Leal, Assistant City Secretary
Matt Ribitzki, Deputy City Attorney

1. CALL TO ORDER – 4:00 p.m.

Invocation – Anthony Penick, Hughley Hospital Chaplain

Pledge of Allegiance to the US Flag

Texas Pledge: *Honor the Texas Flag, I pledge allegiance to thee, Texas, one state under God; one and indivisible*

2. PUBLIC PRESENTATIONS –

A. Proclamations

- None.

B. Presentations

- None.

C. Community Interest Items

- Thank you to the Police Department for inviting council to see them during active shooter training.
- Join us on Saturday, August 26 at 8:30 a.m. for the Bartlett soccer fields ribbon cutting.
- Council member Victoria Johnson represented the City of Burleson at the National League of Cities Women in Municipal Government conference.
- The new Meals and Wheels distribution center and admin building is a remarkable building, please visit if you have a chance.
- Welcome Razzos to the City of Burleson.

- The city celebrated “817 Day” with free ice cream, thank you to Economic Development for arranging the event.

3. REPORTS AND PRESENTATIONS

- A. Receive a report and hold a discussion regarding the 88th Texas Legislature, certain bills filed or enacted during the latest legislative session, and future legislative issues. (*Presenter: Snapper Carr of Focused Advocacy*)**

Snapper Carr with Focused Advocacy reported on the latest legislative session and future legislative issues to the city council.

Brenda Gammon, 2976 Clubhouse Circle, Burleson came forward with questions on legislative bills and encourage council to reach out to local representatives.

- B. Receive a report, hold a discussion and provide staff direction regarding the Utility Customer Service Leak Adjustment Policy. (*Staff Presenter: Jesse Elizondo, Director of Customer Service*)**

Jesse Elizondo, Director of Customer Service, reported on the utility customer service leak adjustment policy to the city council.

RECESS AND BACK TO ORDER

Mayor Fletcher called for a short recess at 5:37 p.m. and called the meeting back to order at 6:00 p.m. with all members present.

- C. Receive a report, hold a discussion and provide staff direction regarding the Police Department and Public Safety Communication expansion project. (*Staff Presenter: Eric Oscarson, Director of Public Works*)**

Eric Oscarson, Director of Public Works, provided an update on the Police Department and Public Safety Communications expansion project to the city council.

Bill Janusch, 117 NE Clinton Street, Burleson came forward with concerns with building expansion for 20 years.

4. CHANGES TO POSTED AGENDA

- A. Items to be continued or withdrawn**

- None

- B. Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.**

- None.

5. CITIZEN APPEARANCES

- Dale Dexheimer, 720 Carol Lane, Burleson came forward to speak on Founder Days event on October 14.

6. CONSENT AGENDA**A. Minutes from the August 7, 2023 regular council meeting and August 15, 2023 special council meeting. (Staff Contact: Amanda Campos, City Secretary)**

Motion made by Victoria Johnson and seconded by Dan McClendon to approve the consent agenda.

Motion passed 7-0.

B. CSO#5185-08-2023, ordinance repealing Chapter 54 Miscellaneous Offenses, Article IV Curfew in its entirety. (Final Reading) (Staff Presenter: Billy J. Cordell, Chief of Police)

Motion made by Victoria Johnson and seconded by Dan McClendon to approve the consent agenda.

Motion passed 7-0.

C. CSO#5186-08-2023, minute order ratifying the 4A Economic Development Corporation Board's action approving a resolution authorizing an unimproved property contract between the Burleson 4A Economic Development Corporation and Craftmasters Real Estate, LLC, purchasing approximately 54 acres in Hooper Business Park in Johnson County, Texas in the amount of \$2,500,000. (Staff Contact: Alex Philips, Economic Development Director)

Motion made by Victoria Johnson and seconded by Dan McClendon to approve the consent agenda.

Motion passed 7-0.

D. CSO#5187-08-2023, minute order ratifying the 4A Economic Development Corporation Board's action approving a resolution authorizing an unimproved property contract between the Burleson 4A Economic Development Corporation and Craftmasters Real Estate, LLC, purchasing approximately 8 acres in Hooper Business Park in Johnson County, Texas in the amount of \$360,000. (Staff Contact: Alex Philips, Economic Development Director)

Motion made by Victoria Johnson and seconded by Dan McClendon to approve the consent agenda.

Motion passed 7-0.

E. Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division regarding the company's 2023 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the

attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; and requiring the company to reimburse ACSC's reasonable ratemaking expenses. *(First Reading) (Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager)*

Motion made by Victoria Johnson and seconded by Dan McClendon to approve the consent agenda.

Motion passed 7-0.

7. GENERAL

- A. CSO#5188-08-2023, ordinance for the sale and issuance of the City of Burleson, Texas General Obligation Bonds, Series 2023 not to exceed \$9,447,547, including issuance cost. *(First and Final Reading) (Staff Presenter: Martin Avila, Director of Finance)***

Martin Avila, Finance Director, presented items 7A and 7B in one presentation to the city council.

Motion made by Dan McClendon and seconded by Adam Russell to approve.

Motion passed 7-0.

- B. CSO#5189-08-2023, ordinance for the sale and issuance of the City of Burleson, Texas Combination Tax and Revenue Certificates of Obligation Bonds, Series 2023 not to exceed \$32,941,551, including issuance cost. *(First and Final Reading) (Staff Presenter: Martin Avila, Finance Director)***

Motion made by Ronnie Johnson and seconded by Dan McClendon to approve.

Motion passed 7-0.

- C. Ordinance approving the 2023-24 annual Service and Assessment Plan (SAP) update for the Parks at Panchasarp Farms Public Improvement District No. JC-1 and directing the City Secretary to file this ordinance with the County Clerk. *(First Reading) (Staff Presenter: Tony McIlwain, Development Services Director)***

Tony McIlwain, Director of Development Services, presented an ordinance to the city council.

Motion made by Dan McClendon and seconded by Adam Russell to approve.

Motion passed 7-0.

- D. CSO#5190-08-2023, sixty-two month contract through a cooperative purchasing agreement with BuyBoard for the purchase of Axon Enterprise Incorporated in-**

car camera, body-worn camera, and Taser services and products in the amount of \$2,268,274.10 (Staff Presenter: Tim Mabry, Lieutenant)

Tim Mabry, Police Lieutenant, presented a contract to the city council.

Motion made by Larry Scott and seconded by Adam Russell to approve.

Motion passed 7-0.

- E. Ordinance repealing in its entirety Article III “Amusements” of Chapter 14 “Businesses” of the Code of Ordinances, City of Burleson, Texas, setting forth rules and regulations for amusement centers and requiring certain amusement centers to obtain a permit for coin-operated machines. (First Reading) (Staff Presenter: Tony McIlwain, Development Services Director)**

Tony McIlwain, Director of Development Services, presented an ordinance to the city council.

Motion made by Ronnie Johnson and seconded by Victoria Johnson to approve.

Motion passed 7-0.

- F. CSO#5191-08-2023, resolution amending Resolution CSO#5077-04-2023 by adopting an amended emergency medical and ambulance services billing policy. (Staff Presenter: K.T. Freeman, Fire Chief)**

K.T. Freeman, Fire Chief, presented a resolution to the city council.

Motion made by Adam Russell and seconded by Ronnie Johnson to approve.

Motion passed 7-0.

- G. CSO#5192-08-2023, ordinance amending Ordinance CSO#3069-09-2022 the City’s Fee Schedule by adding fees associated with the engineering review and inspection of private development; finding that the meeting at which this ordinance is passed was open to the public and that the recitals are true; containing a severability clause, cumulative clause, and effective date. (Final Reading) (Staff Presenter: Errick Thompson, Deputy Public Works Director)**

Errick Thompson, Deputy Public Works Director, presented an ordinance to the city council.

Motion made by Dan McClendon and seconded by Phil Anderson to approve.

Motion passed 7-0.

8. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- None.

9. RECESS INTO EXECUTIVE SESSION

In accordance with Chapter 551 of the Texas Government Code, the City Council may convene in Executive Session in the City Council Workroom in City Hall to conduct a closed meeting to discuss any item listed on this Agenda.

A. Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071

-Receive a report and hold a discussion regarding Lighthouse Services anonymous hotline provider and case management system.

B. Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072

Motion was made by Dan McClendon and seconded by Adam Russell to convene into executive session. **Time: 8:24 p.m.**

Motion passed 7-0.

Motion was made by Adam Russell and seconded by Dan McClendon to reconvene into open session. **Time: 9:04 p.m.**

Motion passed 7-0.

To ensure clarity and transparency to the action taken on item 7G, City Secretary Amanda Campos asked council to restate and clarify the motion.

G. CSO#5192-08-2023, ordinance amending Ordinance CSO#3069-09-2022 the City's Fee Schedule by adding fees associated with the engineering review and inspection of private development; finding that the meeting at which this ordinance is passed was open to the public and that the recitals are true; containing a severability clause, cumulative clause, and effective date. (Final Reading) (Staff Presenter: Errick Thompson, Deputy Public Works Director)

Motion was made by Dan McClendon and seconded by Adam Russell to approve item 7G with the modifications presented.

Motion passed 7-0.

ADJOURNMENT

Motion made by Dan McClendon and seconded by Adam Russell to adjourn.

Mayor Fletcher adjourned the meeting. **Time: 9:06 p.m.**

Monica Solko
Deputy City Secretary